

**United States Court of Appeals
For the First Circuit**

05-11614
Massachusetts (5)
w. Young

No. 06-2022

JOHN HANCOCK LIFE INSURANCE COMPANY

Plaintiff - Appellee

v.

WESTMONT LIMITED PARTNERSHIP; VESTMONT LIMITED PARTNERSHIP II; VESTMONT LIMITED PARTNERSHIP III; VESTERRA CORPORATION, d/b/a Montgomery Square Partnership

Defendants - Appellants

JUDGMENT

Entered: August 24, 2006
Pursuant to 1st Cir. R. 27(d)

Upon consideration of stipulation, it is hereby ordered that this appeal be voluntarily dismissed pursuant to Fed. R. App. P. 42(b) with each party to bear its own costs.

Mandate to issue forthwith.

*certified and issued as Mandate
under Fed. R. App. P. 41.*

Richard Cushing Donovan, Clerk

Jennifer Caliendo
~~Deputy Clerk~~

Date: 8.24.06

By the Court:
Richard Cushing Donovan, Clerk

LYNNE ALEX MORRISON
By: _____
Appeals Attorney

[cc: Brian A. Davis, Esq., Meghan L. Rhatigan, Esq., Paul D. Popeo, Esq., Elizabeth A. Castellani, Esq., Lisa M. Gaulin, Esq., Paula Joan Popeo, Esq., C. Randolph Ross, Esq., Howard D. Scher, Esq., Brian J. McCormick, Jr., Esq., Robert D. Hillman, Esq., Steven J. Brooks, Esq.]